

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

THE HILLMAN GROUP, INC.**v.****KEYME, LLC**

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§ **Case No. 2:19-cv-00209-JRG**§ **(Lead Case)**

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§ **Case No. 2:20-cv-00070-JRG**§ **(Member Case)**

**MINUTES FOR JURY SELECTION/JURY TRIAL DAY NO. 5
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP
April 9, 2021**

OPEN: 08:34 AM**ADJOURN: 12:19 PM**

ATTORNEYS FOR PLAINTIFF:	See attached.
ATTORNEYS FOR DEFENDANT:	See attached.
LAW CLERKS:	Lee Matalon Will Nilsson Tom Derbish
COURT REPORTER:	Shelly Holmes, CSR-TCRR
COURTROOM DEPUTY:	Andrea Brunson

<u>TIME</u>	<u>MINUTES</u>
08:34 AM	Court opened.
08:35 AM	Exhibits used prior day read into the record.
08:36 AM	Jury entered the courtroom.
08:37 AM	Direct examination of Plaintiff's rebuttal witness, Dr. Richard Klopp, by Mr. Williamson.
08:58 AM	Cross examination of Dr. Richard Klopp by Mr. Pak.
09:24 AM	Redirect examination of Dr. Richard Klopp by Mr. Williamson.
09:29 AM	Recross examination of Dr. Richard Klopp by Mr. Pak.
09:30 AM	Witness excused.
09:30 AM	Direct examination of Plaintiff's rebuttal witness, Dr. Joshua Phinney, by Mr. Ivey.
10:00 AM	Cross examination of Dr. Joshua Phinney by Mr. Pak.
10:15 AM	Redirect examination of Dr. Joshua Phinney by Mr. Ivey.
10:21 AM	Witness excused.

<u>TIME</u>	<u>MINUTES</u>
10:21 AM	Court provided instructions to jury. Jury excused for the remainder of the day to return on Monday at 9:00 AM. Formal charge conference and closing arguments will be conducted on Monday.
10:24 AM	Jury excused for the weekend.
10:24 AM	Court recessed.
11:07 AM	Court reconvened.
11:08 AM	The Court began hearing argument on Rule 50(a) motions, to include Plaintiff's Dkt. No. 290 and Defendant's Dkt. No. 291.
11:09 AM	Ms. Regan presented argument on behalf of the Plaintiff and Mr. Nelson presented argument on behalf of the Defendant.
12:10 PM	The Court DENIED the motions.
12:11 PM	Completion of Rule 50(a) motions hearing. Informal charge conference will begin at 1:45 PM today in the courtroom.
12:16 PM	Off the record
12:17 PM	Back on the record.
12:18 PM	Additional exhibits used during the rebuttal portion of the trial were read into the record.
12:19 PM	Court recessed.